



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

# 5/jm  
03/28/02

In re Application of:

  
27805

PATENT TRADEMARK OFFICE

Applicant(s) : Davis et al.  
Serial No. : 09/964,777  
Filed : September 27, 2001  
Title : MACROCAPSULES CONTAINING  
MICROCAPSULATED PHASE CHANGE MATERIALS  
Docket No. : 533958-005

Assistant Commissioner for Patents  
Washington, D.C. 20231

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Sir:

**TC 1700**

POWER OF ATTORNEY

All right, title, and interest in the above-identified patent application has been assigned to Microtek Laboratories, Inc., from the inventors, Danny A. Davis, Ronald L. Hart, Dale E. Work and David R. Virgallito, by the Assignment filed in the above-identified application (a copy of which is attached hereto).

The undersigned, as President of Microtek Laboratories, Inc., has reviewed the evidentiary documents for the above-identified patent application and hereby certifies that to the best of his knowledge and belief, all right, title, and interest in and to the above-identified application is in the name of Microtek Laboratories, Inc., the party seeking to take this action.

On behalf of Assignee and owner of the above-identified U.S. patent application, by assignment, Microtek Laboratories, Inc. hereby appoints:

Mark P. Levy	Reg. No. 27,922
Theodore D. Lienesch	Reg. No. 28,235
James R. Eley	Reg. No. 36,790
Jason D. [Vierra-]Eisenberg	Reg. No. 43,447
Douglas E. Erickson	Reg. No. 29,530
Michael J. Nieberding	Reg. No. 39,316
John M. Mueller	Reg. No. 44,248
Steven J. Elleman	Reg. No. 41,733
John F. Kane	Reg. No. 44,815

as its attorneys with full power of substitution and revocation, to transact all business in the U.S. Patent and Trademark Office connected therewith.

Address all correspondence and telephone calls to:

Mark P. Levy, Esq.  
Thompson Hine, LLP  
2000 Courthouse Plaza NE  
10 W. Second Street  
Dayton, Ohio 45402-1758  
Telephone: (937) 443-6949  
Facsimile: (937) 443-6635

I, Ronald L. Hart, declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that the statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

**MICROTEK LABORATORIES, INC.**

Date: 10-18-01

By: Ronald L. Hart  
Printed Name: Ronald L. Hart  
Title: President

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FEBRUARY 13, 2002

PTAS

THOMPSON HINE LLP  
MARK P. LEVY  
2000 COURTHOUSE PLAZA NE  
10 WEST SECOND STREET  
DAYTON, OHIO 45402

Under Secretary of Commerce For Intellectual Property and  
Director of the United States Patent and Trademark Office  
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533958-005

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SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 12/26/2001

REEL/FRAME: 012388/0695  
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNEE'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNEE:

DAVIS, DANNY A.

DOC DATE: 10/18/2001

ASSIGNEE:

HART, RONALD L.

DOC DATE: 10/18/2001

ASSIGNEE:

WORK, DALE E.

DOC DATE: 10/18/2001

ASSIGNEE:

VIRGALLITO, DAVID R.

DOC DATE: 10/18/2001

ASSIGNEE:

MICROTEK LABORATORIES, INC.  
5747 EXECUTIVE BLVD.  
DAYTON, OHIO 45424

FILING DATE: 09/27/2001  
ISSUE DATE:

SERIAL NUMBER: 09964777  
PATENT NUMBER:

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012388/0695 PAGE 2

SHARON LATIMER, EXAMINER  
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MAR 14 2002

PATENT & TRADEMARK OFFICE

Attorney Docket No. 533958-005

12/26/01  
Form PTO-1595  
(Rev. 03/01)

OMB No. 0651-0027 (exp. 5/31/2002)

Tab settings → → →

To the Honorable Commission

12-28-2001



U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

1. Name of conveying party(ies).

1. Danny A. Davis
2. Ronald L. Hart
3. Dale E. Work
4. David R. Virgallito

Additional name(s) of conveying party(ies) attached?  Yes  No

3. Nature of conveyance:

<input checked="" type="checkbox"/> Assignment	<input type="checkbox"/> Merger
<input type="checkbox"/> Security Agreement	<input type="checkbox"/> Change of Name
<input type="checkbox"/> Other _____	

Execution Date: October 18, 2001

2. Name and address of receiving party(ies)

Name: Microtek Laboratories, Inc.

Internal Address: \_\_\_\_\_

Street Address: 5747 Executive Blvd

City: Dayton State: OH Zip: 45424

Additional name(s) & address(es) attached?  Yes  No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s)

09/964,777

B. Patent No.(s)

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Mark P. Levy

Internal Address: Thompson Hine LLP

Street Address: 2000 Courthouse Plaza, N.E.

10 West Second Street

City: Dayton State: Ohio Zip: 45402

6. Total number of applications and patents involved:  1

7. Total fee (37 CFR 3.41).....\$ 40.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

20-0809

(Attach duplicate copy of this page if paying by deposit account)

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Name of Person Signing

Signature

12-05-0

Date

Total number of pages including cover sheet, attachments, and documents:  4

Mail documents to be recorded with required cover sheet information to:  
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Washington, D.C. 20231

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27805

PATENT TRADEMARK OFFICE

Serial No. 09/964,777

Filed: September 27, 2001

## ASSIGNMENT

WHEREAS, **Danny A. Davis**, of the City of Casstown, County of Miami, and State of Ohio; **Ronald L. Hart**, of the City of Xenia, County of Greene and State of Ohio; **Dale E. Work**, of the City of London, County of Madison and State of Ohio; and **David R. Virgallito**, of the City of Centerville, County of Montgomery, and State of Ohio, invented certain new and useful **MACROCAPSULES CONTAINING MICROENCAPSULATED PHASE CHANGE MATERIALS** (Docket No. 533958-005) for which I/we executed an application for letters patent of the United States;

AND WHEREAS, **MICROTEK LABORATORIES, INC.**, a corporation of the State of Ohio, with a place of business at 5747 Executive Blvd, Dayton, Ohio 45424-1448, hereinafter called the Assignee, is desirous of acquiring the entire right, title and interest in and to said application and the inventions therein disclosed and any letters patent that may issue thereon;

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) and other valuable consideration, receipt whereof is hereby acknowledged, I/we hereby sell, assign and transfer unto said Assignee, its successors and assigns, the entire right, title and interest in and to said application, any application claiming priority therefrom, any non-provisionals, divisions or continuations thereof, and the inventions therein disclosed, and any improvements thereon, and any patent or patents that may be issued or reissued thereon, and I/we hereby authorize and request the Commissioner of Patents and Trademarks to issue any letters patent thereon, and reissues thereof, to said Assignee, its successors and assigns; and I/we hereby authorize said Assignee, its successors and assigns, to file in its own name applications for patent in foreign countries in connection with the inventions hereby transferred, under the International Convention claiming the priority of said United States application or otherwise, and to secure in its own name the patent or patents issued thereon; and I/we hereby agree that, upon request, I/we will sign all papers, and make all rightful oaths, and do all acts which said Assignee, its successors or assigns, may consider necessary in connection with said United States application, and in connection with any other United States or foreign applications that may be filed in connection with said inventions, and with any improvements thereon, and in connection with any patents issued or reissued thereon.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 18 day of OCTOBER, 2001.

Danny A. Davis  
Danny A. Davis

STATE OF OHIO)  
) ss  
COUNTY OF Miami)

On this 18 day of October, 2001, before me a Notary Public in and for the above County and State, personally appeared the above named Danny A. Davis, personally known to me, and acknowledged the execution of the foregoing assignment as a free act and deed for the purpose herein set forth.

**SHERRY G. DEMPSEY, Notary Public  
In and for the State of Ohio  
My Commission Expires Mar. 4, 2006**

*Sherry G. Dempsey*  
Notary Public



IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 18 day of October, 2001.

*Ronald L. Hart*  
Ronald L. Hart

STATE OF OHIO)  
COUNTY OF GREENE)  
ss

On this 18 day of October, 2001, before me a Notary Public in and for the above County and State, personally appeared the above named Ronald L. Hart, personally known to me, and acknowledged the execution of the foregoing assignment as a free act and deed for the purpose herein set forth.

**SHERRY G. DEMPSEY, Notary Public  
In and for the State of Ohio  
My Commission Expires Mar. 4, 2006**

*Sherry G. Dempsey*  
Notary Public



IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 18 day of October, 2001.

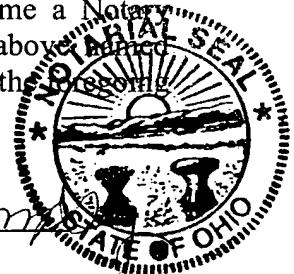
*Dale E. Work*  
Dale E. Work

STATE OF Ohio)  
COUNTY OF Madison)  
ss

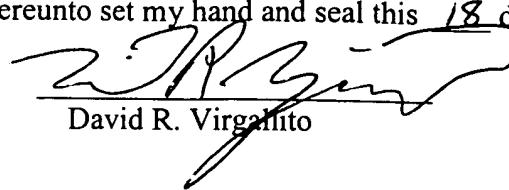
On this 18 day of October, 2001, before me a Notary Public in and for the above County and State, personally appeared the above named Dale E. Work, personally known to me, and acknowledged the execution of the foregoing assignment as a free act and deed for the purpose herein set forth.

**SHERRY G. DEMPSEY, Notary Public  
In and for the State of Ohio  
My Commission Expires Mar. 4, 2006**

*Sherry G. Dempsey*  
Notary Public



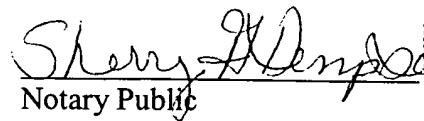
IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 18 day of  
October, 2001.

  
David R. Virgallito

STATE OF Ohio)  
COUNTY OF Greene) ss

On this 18 day of October, 2001, before me a Notary Public in and for the above County and State, personally appeared the above named David R. Virgallito, personally known to me, and acknowledged the execution of the foregoing assignment as a free act and deed for the purpose herein set forth.

DEMPSEY, Notary Public  
State of Ohio  
Commission Expires Mar. 4, 2006

  
Sherry H. Dempsey  
Notary Public



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